

(b) The Secretary shall ensure that a disbursement in excess of the threshold amount applicable under subsection (a) is not divided into multiple disbursements of less than that amount for the purpose of avoiding the applicability of such subsection to that disbursement.

(c) The Secretary of Defense may waive a requirement for advance matching of a disbursement of the Department of Defense with a particular obligation in the case of (1) a disbursement involving deployed forces, (2) a disbursement for an operation in a war declared by Congress or a national emergency declared by the President or Congress, or (3) a disbursement under any other circumstances for which the waiver is necessary in the national security interests of the United States, as determined by the Secretary and certified by the Secretary to the congressional defense committees.

(d) This section shall not be construed to limit the authority of the Secretary of Defense to require that a disbursement not in excess of the amount applicable under subsection (a) be matched to a particular obligation before the disbursement is made.

#### THE NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 1996

##### EXON AMENDMENTS NOS. 2364-2369

(Ordered to lie on the table.)

Mr. EXON submitted six amendments intended to be proposed by him to the bill, S. 1026, supra; as follows:

##### AMENDMENT NO. 2364

On page 557, between liens 9 and 10, insert the following:

#### SEC. 3144. TRANSPORTATION AND STORAGE OF SPENT NAVAL NUCLEAR FUEL AT IDAHO NATIONAL ENGINEERING LABORATORY.

(a) REQUIREMENT.—Notwithstanding any other provision of law, the Secretary of Energy and the Secretary of the Navy shall—

(1) transport to Idaho National Engineering Laboratory, Idaho, such spent nuclear fuel from naval reactors as the Secretary of the Navy determines appropriate in order to protect the national security interests of the United States; and

(2) store at the laboratory the spent nuclear fuel transported to the laboratory under paragraph (1).

(b) STANDARDS.—The Secretary of the Navy shall determine the spent nuclear fuel to be transported to the Idaho National Engineering Laboratory under subsection (a), and the manner of the transportation of such spent nuclear fuel, in accordance with standards and practices utilized by the Secretary in shipping spent nuclear fuel from naval reactors to the laboratory before the date of the enactment of this Act.

(c) TERMINATION OF TRANSPORTATION AND STORAGE.—The Secretary of Energy and the Secretary of the Navy shall continue the transportation and storage of spent nuclear fuel at the Idaho National Engineering Laboratory under subsection (a) until the date of the issuance by a United States court of appeals of a final ruling in—

(1) any litigation challenging the environmental impact statement issued by the Department of Energy and the Department of the Navy in April 1995 regarding the management of spent nuclear fuel from naval reactors; or

(2) any litigation challenging the record of decision issued by the Department of Energy on June 1, 1995, regarding the management of spent nuclear fuel from naval reactors.

(d) DEFINITION.—In this section, the term “spent naval fuel” has the meaning given such term in section 2(23) of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10101(23)).

##### AMENDMENT NO. 2365

On page 331, strike out line 21 and all that follows through page 333, line 3.

##### AMENDMENT NO. 2366

On page 39, strike out line 22 and all that follows through page 40, line 6, and insert in lieu thereof the following:

(a) FUNDING.—Of the funds authorized to be appropriated to the Department of Defense under section 201(4), \$114,500,000 shall be available for the Counterproliferation Support Program, of which \$6,300,000 shall be available for research and development of technologies for Special Operations Command (SOCOM) counterproliferation activities.

##### AMENDMENT NO. 2367

On page 567, strike out line 22 and all that follows through page 568, line 20.

##### AMENDMENT NO. 2368

On page 548, between lines 20 and 21, insert the following into Section 3135:

(c) LIMITATIONS.—Nothing in this Act shall be construed as an authorization to conduct a nuclear weapon test as defined in Section 507 of Public Law 102-377. Furthermore, nothing in this Act shall be construed as amending or repealing the requirements of Section 507 of Public Law 102-377.

##### AMENDMENT NO. 2369

On page 53, between lines 14 and 15, insert the following into Section 233:

(7) pursue the deployment of a national missile defense system that will not jeopardize the successful implementation of the START I Treaty and the successful ratification and implementation of the START II Treaty.

#### STEVENS AMENDMENTS NOS. 2370-2371

(Ordered to lie on the table.)

Mr. STEVENS submitted two amendments intended to be proposed by him to the bill, S. 1026, supra; as follows:

##### AMENDMENT NO. 2370

At the appropriate place in the bill, insert the following new section:

#### SEC. . SUBCONTRACTS FOR OCEAN TRANSPORTATION SERVICES.

Notwithstanding any other provision of law, funds authorized under this Act shall not be used prior to May 1, 1996 to implement regulations under section 34(b) of the Office of Federal Procurement Policy Act (41 U.S.C. 430(b)) which include either section 901(b) of the Merchant Marine Act, 1936 (46 U.S.C. 1241(b)) or section 2631 of title 10, United States Code, on any list promulgated under such section.

##### AMENDMENT NO. 2371

On page 305, beginning on line 1, strike all through line 10 and insert in lieu thereof the following:

#### SEC. 802. PROCUREMENT NOTICE POSTING THRESHOLDS AND SUBCONTRACTS FOR OCEAN TRANSPORTATION SERVICES.

(a) PROCUREMENT NOTICE POSTING THRESHOLDS.—Section 18(a)(1)(B) of the Office of Federal Procurement Policy Act (41 U.S.C. 416 (a)(1)(B)) is amended—

(1) by striking out “subsection (f)—” and all that follows through the end of the sub-

paragraph and inserting in lieu thereof “subsection (b); and”; and

(2) by inserting after “property or services” the following: “for a price expected to exceed \$10,000, but not to exceed \$25,000.”.

(b) SUBCONTRACTS FOR OCEAN TRANSPORTATION SERVICES.—Notwithstanding any other provision of law, neither section 901(b) of the Merchant Marine Act, 1936 (46 U.S.C. 1241(b)) nor section 2631 of title 10, United States Code, shall be included prior to May 1, 1996 on any list promulgated under section 34(b) of the Office of Federal Procurement Policy Act (41 U.S.C. 430(b)).

#### THE DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 1996

##### MCCAIN (AND DODD) AMENDMENT NO. 2372

Mr. MCCAIN (for himself and Mr. DODD) proposed an amendment to the bill, S. 1087, supra; as follows:

On page 82, between lines 11 and 12, insert the following:

SEC. 8087. (a) Except as provided in subsection (b), the total amount obligated or expended for procurement of the SSN-21, SSN-22, and SSN-23 Seawolf class submarines may not exceed \$7,223,695,000.

(b) The amount of the limitation set forth in subsection (a) is increased after fiscal year 1995 by the following amounts:

(1) The amounts of outfitting costs and postdelivery costs incurred for the submarines referred to in such subsection.

(2) The amounts of increases in costs attributable to economic inflation after fiscal year 1995.

(3) The amounts of increases in costs attributable to compliance with changes in Federal, State, or local laws enacted after fiscal year 1995.

#### THE NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 1996

##### LEVIN AMENDMENT NO. 2373

(Ordered to lie on the table.)

Mr. LEVIN submitted an amendment intended to be proposed by him to the bill, S. 1026, supra; as follows:

At the appropriate point in the bill, insert the following new section:

#### “SEC. . BUDGETING AND ACCOUNTING FOR OVERHEAD.

“(a) The Secretary shall include in the budget justification submitted each year to the Committees on Appropriations of both Houses of Congress—

“(1) amounts requested for overhead expenses;

“(2) the appropriation accounts from which the amounts are to be paid; and

“(3) a description of the efforts taken by the Department to reduce overhead expenses in the preceding fiscal year.

“(b) For the purpose of this section, the term “overhead expenses” includes costs incurred for the following:

“(1) travel and transportation of civilian personnel;

“(2) transportation of things (other than military equipment);

“(3) rental payments, communications expenses (not including expenses for the development, acquisition, maintenance and operation of military command, control and communications systems), utilities and miscellaneous charges;